

PURCHASE AGREEMENT FOR DIGITAL DATA PROVIDED BY MassGIS

This Agreement outlines the recommended terms for purchase of digital data and/or digital data products provided by the [Office of Geographic Information](#) (herein MassGIS), located at One Ashburton Place, Rm. 1601, Boston, MA 02108. MassGIS is part of the Commonwealth's Information Technology Division (ITD), within the Executive Office of Administration and Finance.

AUTHORITY

The legal authority for MassGIS to recover and retain fees for the distribution of data under the terms of this Purchase Agreement is *G.L.M. Chapter 240, Section 2C, line 2001-1001 of the Acts of 1989* wherein MassGIS is authorized to render "data processing services to state agencies, authorities and units of government within the Commonwealth" and to distribute "digital cartographic and other data". The fee schedule for the distribution of digital data and digital data products is established in *Chapter 653, section 138, of the 'Budget Control and Reform Act of 1989'*.

JUSTIFICATION AND PURPOSE

It is the mandate of MassGIS to develop, maintain, update and distribute geographic information, technology, data and services for use by state agencies, municipalities and the public. It is the expressed intent of the General Court that MassGIS should recover some of the costs associated with the provision of data and data processing services.

USE OF DATA PROVIDED BY MassGIS

Data purchased from MassGIS are part of the public record and subject to all the provisions of the Public Records Law. However, data provided by MassGIS are intended for the use of the receiving agency, organization or individual. Re-distribution of the data by receiving agency without notification to MassGIS is discouraged. MassGIS suggests that receiving agencies, when possible, refer other parties interested in obtaining MassGIS data directly to MassGIS. This recommendation is made in an effort to maintain data currency and ensure that data are correctly documented for the eventual user.

All maps or other documents produced using data or data products supplied through this agreement should contain a data source credit, prominently displayed, such as "source data supplied by the "Office of Geographic Information (MassGIS), Commonwealth of Massachusetts, Information Technology Division.

MassGIS suggests that the purchasing agency, organization or individual employ using the data, attach or release a statement which includes the following.

"These digital data represent the efforts of MassGIS to compile or record information from the cited source materials. MassGIS maintains an ongoing program to record and correct errors in these data that are brought to its attention. MassGIS makes no claims as to the absolute validity or reliability of these data or their fitness for any particular use. MassGIS maintains records regarding all methods used to collect and process these digital data and will disclose this information upon request."